

Before the
Federal Communications Commission
Washington, DC

In the Matter of)	
)	
TCR Sports Broadcasting Holding, L.L.P.,)	MB Docket No. 08-214
d/b/a Mid-Atlantic Sports Network,)	
Complainant)	
)	File No. CSR-8001-P
v.)	
)	
Comcast Corporation,)	
Defendant)	

To: Marlene H. Dortch, Secretary

Attn: Hon. Richard L. Sippel
Chief Administrative Law Judge

**OPPOSITION TO MOTION TO COMPEL PRODUCTION
OF SNY AFFILIATION AGREEMENT**

Sterling Entertainment Enterprises, LLC (t/a SportsNet New York), a majority of which is owned by SEE Holdco, LLC, both of which are affiliates of the New York Mets (collectively, "SNY"), hereby opposes the Expedited Motion to Compel Production of Documents filed by TCR Sports Broadcasting Holding, L.L.P., d/b/a Mid-Atlantic Sports Network ("MASN") on February 25, 2009 as it applies to SNY's confidential Affiliation Agreement and related confidential information (collectively, "Affiliation Agreement"). Comcast Cable sought SNY's permission to consent to disclosure of its Affiliation Agreement in this proceeding. SNY has informed Comcast that it declined for the reasons discussed below.

First, SNY frankly does not understand the relevance of its Affiliation Agreement to MASN's claims in this proceeding, which appear to be limited to certain discrete territories in Pennsylvania and Virginia. SNY operates in New York, New Jersey, and Connecticut, a unique market that can be readily differentiated from the Mid-Atlantic region in which MASN operates.

Second, SNY's Affiliation Agreement with Comcast contains highly proprietary and confidential information. SNY safeguards this type of information from disclosure to *any* third parties, let alone those parties that may gain a marketplace advantage from such disclosure.

Third, SNY is particularly concerned that SNY's Affiliation Agreement, if required to be produced by Comcast, will be disclosed to MASN's expert consultants, specifically Bortz Media & Sports Group ("Bortz"). SNY understands that Bortz is a consultant to Major League Baseball ("MLB"), which is currently engaged in a review of the transaction by which the New York Mets licensed local media rights to SNY. SNY believes that, given its low relevance value to this case, that disclosure of its Affiliation Agreement presents an unreasonable risk to SNY's ongoing business concerns.

For these reasons, SNY respectfully asks the Presiding Officer to exempt SNY's Affiliation Agreement from disclosure to MASN in the above-captioned proceeding. However, should the Presiding Officer determine production of the Affiliation Agreement to be required, SNY respectfully seeks two other forms of relief that may help minimize the risk of misuse. First, the Presiding Officer should extend the protection of paragraph 8(e) of the Joint Protective Order entered in this case to SNY as well. SNY understands that paragraph 8(e) prohibits MASN's outside consultants or experts from certain negotiations adverse to Comcast Cable systems for a period of one year. SNY would adamantly want a similar protection afforded to SNY -- a non-party in this action -- namely: Before obtaining access to SNY's highly confidential Affiliation Agreement, MASN's individual outside experts or consultants must similarly agree to be restricted from working for entities involved in sports programming or sports rights, including other programmers, distributors, and MLB, in connection with negotiations for licensing, revenue or carriage rights adverse to SNY (as defined above) until February 13, 2010. Second, in the event that disclosure of the Affiliation Agreement is required,

SNY seeks the right to redact all information from the Affiliation Agreement that SNY determines, in consultation with the parties, is not conceivably relevant to this case.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Steven Raab", is written over a horizontal line.

Steven Raab
President
Sterling Entertainment Enterprises, LLC

February 26, 2009

CERTIFICATE OF SERVICE

I, Steve Raab, hereby certify that, on February 26, 2009, I caused to be served copies of the attached Opposition to Motion to Compel Production of SNY Affiliation Agreement by United States Mail, first class postage prepaid, and e-mail to the following:

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